

STATE OF CALIFORNIA  
ENVIRONMENTAL PROTECTION AGENCY  
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

IN THE MATTER OF:	)	Docket No: SRPD 00/01 SNS-4140
	)	
Optical Concepts/Gore Photonics	)	
425 Commerce Court	)	STIPULATION AND ORDER
Lompoc, California 93436	)	
	)	
EPA ID CAR 000 015 875	)	
	)	Health and Safety Code
Optical Concepts/Gore Photonics	)	
Respondent.	)	Section 25187
_____	)	

INTRODUCTION

The State Department of Toxic Substances Control (Department) and Optical Concepts/Gore Photonics enter into this Stipulation and Order (Order) and agree as follows:

1. A dispute exists regarding the draft Enforcement Order (Docket No SRPD 00/01 SNS-4140) issued by the Department on December 18, 2000.

2. The parties wish to avoid the expense of further litigation and to ensure prompt action to achieve the Schedule for Compliance below.

3. Jurisdiction exists pursuant to Health and Safety Code (HSC) section 25187.

4. Respondent waives any right to a hearing in this matter.

5.1. Respondent's Tiered Permitting Phase I Environmental Checklist (Checklist) concludes that their facility requires no further investigation at this time.

5.2. This Order shall constitute full settlement of the violations alleged in the draft Enforcement Order, but does not limit the Department from taking appropriate enforcement action concerning other violations.

#### SCHEDULE FOR COMPLIANCE

6. Respondent submitted to the Department a completed Phase I environmental Assessment(Phase I Checklist) as specified in HSC section 25200.14 (b) on November 29, 2000.

#### PAYMENTS

7. Respondent paid to the Department a total of \$1,000.00, which is reimbursement of the Department's administrative costs on January 18, 2001.

#### EFFECTIVE DATE

8. The effective date of this Order is the date it is signed by the Department.

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#### INTEGRATION

9. This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this agreement.

Dated: 02/06/01

(Signed Michelle L. Boggs)  
Signature of Respondent's  
Representative

Dated: February 6, 2001

Michelle L. Boggs, EH&S Associate  
Typed or Printed Name and Title of  
Respondent's Representative

Dated: 2/14/01

(Signed Sonia S. Low)  
Yvonne Sanchez  
Unit Chief  
Southern California Branch  
State Regulatory Programs Division